ATLANTA CITY COUNCIL PRESIDENT

CLAIM OF: ARTHUR L. DAVIS

d/b/a R. D. R. TRUCKING, INC.

01- <sub>Z</sub>-1632

621 Tahoe Circle

Stone Mountain, Georgia 30083

For vehicular damages alleged to have been sustained as a result of an automobile accident on July 12, 1999 at 1189 Henrico Road.

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION **COMMITTEE:** 

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to ARTHUR L. DAVIS d/b/a R. D. R. TRUCKING, INC. the sum of \$1,000.00 in full settlement and satisfaction of all claims, past, present and future, of every kind and character for vehicular damages alleged to have been sustained as a result of an automobile accident on July 12, 1999 at 1189 Henrico Road as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

Standing committees AGENDA

APPROVED: SUSAN PEASE LANGFORD **CITY ATTORNEY** 

**DEPUTY CITY ATTORNE** 

**FAVORABLE REPORT** 

COMM:

DATE:

OCT 0 9 2001

CHAIR:

100

**MUNICIPAL CLERK** ATLANTA, GEORGIA

01-R-1632

A RESOLUTION

BY PUBLIC SAFETY AND LEGAL ADMINISTRATION COMMITTEE

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment Arthur L. Davis, d/b/a R.D.R. Trucking, Inc. to in the sum of \$1000.00 in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result an automobile accident on July 12, 1999 at 1189 Henrico Road as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy, Khonda Dauphin Johnson Municipal Clerk, CMC

ADOPTED by the Council RETURNED WITHOUT SIGNATURE OF THE MAYOR APPROVED as per City Charter Section 2-403

OCT 15, 2001

OCT 24, 2001

## **DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY**

Claim No. 99L0568	Date: September 24, 2001
Claimant /Victim ARTHUR L. DAVIS d/b/a	R. D. R. TRUCKING. INC.
DV: (Attri) (Ima Ca)	
Address: 621 Tahoe Circle, Stone Mountain, Geo	rgia 30083-4449  13,990.36 Bodily Injury \$ 15,000.00  ritten, Proper X Improper  X Ante Litem (6 Mo.) X  ce: 1189 Henrico Road, (Live Oak Landfill)  vision Solid Waste Services  inlinary Action: 10 day suspension
Subrogation: Claim for Property damage \$	13,990.36 Bodily Injury \$ 15,000.00
Date of Notice: 8/17/99 Method: Wi	itten, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5	X Ante Litem (6 Mo.) X
Date of Occurrence 7/12/99 Place	ce: 1189 Henrico Road, (Live Oak Landfill)
Department <u>PUBLIC WORKS</u> Di	vision Solid Waste Services
Employee involved <u>Raytrone A. Mitchell</u> Disc	iplinary Action: 10 day suspension
NATURE OF CLAIM: Claimant's vehicle sustain that was attempting to pass it.	ed damage when it was side-swiped by a sanitation vehicle
INVESTIGATION:	
Statements: City employee Claimant	OthersWrittenOral
Pictures Diagrams Reports: Polic	e X Dent Report Other
Traffic citations issued: City Driver	Claimant Driver
Citation disposition: City Driver	Claimant Driver Claimant Driver
BASIS OF RECOMMENDATION:	
Function: Governmental X	Ministerial
Improper Notice More than Six Months	Ministerial Other Damages reasonable ted Compromise settlement X
City not involved Offer rejection	ted Compromise settlement Y
Repair/replacement by Ins. Co.	Repair/replacement by City Forces
Claimant Negligent City Negligent	Repair/replacement by City Forces  Joint Claim Abandoned
	Respectfully submitted,
	INVESTIGATOR - GWENDOLYN BURNS
RECOMMENDATION:	
Pay \$ Adverse Acc	count charged: 1A01 X 2J01 2H01 2H01 Concur/date 09-26-0/
Claims Manager:	Concur/date 09-26-01
Committee Action:	Council Action

FORM 23-61

## Atlanta City Council

Regular Session

MULTIPLE

Favorable Claims: 01-R-1608; 01-R-1609 01-R-1610; 01-R-1611; 01-R-1632 ADOPT

YEAS: 11
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 5
EXCUSED: 0
ABSENT 0

Y McCarty Y Dorsey NV Moore Y Thomas
NV Starnes Y Woolard Y Martin Y Emmons
Y Bond NV Morris Y Maddox Y Alexander
NV Winslow Y Muller Y Boazman NV Pitts